

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE BILL 329

43RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1998

INTRODUCED BY

JUDY VANDERSTAR RUSSELL

AN ACT

RELATING TO MUNICIPAL EMPLOYEE RETIREMENT; PROVIDING FOR A
MUNICIPAL GENERAL MEMBER PLAN 4; ENACTING SECTIONS OF THE NMSA
1978.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of the Public Employees
Retirement Act is enacted to read:

"NEW MATERIAL MUNICIPAL GENERAL MEMBER COVERAGE PLAN
4--APPLICABILITY. --Municipal general member coverage plan 4 is
applicable to a designated group of municipal general members
the first day of the calendar month following an affirmative
vote by the majority of the municipal general members in a
designated group. A designated group may be all members
employed by the affiliated public employer, an organizational
group whose compensation is established by negotiated contract

Underscored material = new
[bracketed material] = delete

Underscored material = new
[bracketed material] = del ete

1 or all members employed by the affiliated public employer,
2 whose compensation is not established by negotiated contract.
3 The election shall be conducted by the retirement board in
4 accordance with the procedures adopted by the retirement
5 board. The procedures shall afford all municipal general
6 members who are part of the designated group an opportunity to
7 vote. A new election for coverage by municipal general member
8 coverage plan 4 shall not be held prior to the expiration of
9 six months following the date of an election that failed to
10 adopt municipal general member coverage plan 4. An election
11 adopting municipal general member coverage plan 4 is
12 irrevocable for the purpose of subsequently adopting a
13 coverage plan that would decrease employer or employee
14 contributions with respect to all current and future municipal
15 general employees of the affiliated public employer who are
16 part of the designated group. All elections for the purpose
17 of adopting municipal general member coverage plan 4 shall
18 take place prior to July 1, 1999. Any election occurring
19 after June 30, 1999 shall be void. "

20 Section 2. A new section of the Public Employees
21 Retirement Act is enacted to read:

22 "[NEW MATERIAL] MUNICIPAL GENERAL MEMBER COVERAGE PLAN
23 4--AGE AND SERVICE REQUIREMENTS FOR NORMAL RETIREMENT. -- Under
24 municipal general member coverage plan 4, the age and service
25 requirements for normal retirement are:

. 121231. 1

Underscored material = new
[bracketed material] = delete

- 1 A. age sixty-five years or older and five or more
- 2 years of credited service;
- 3 B. age sixty-four years and eight or more years of
- 4 credited service;
- 5 C. age sixty-three years and eleven or more years
- 6 of credited service;
- 7 D. age sixty-two years and fourteen or more years
- 8 of credited service;
- 9 E. age sixty-one years and seventeen or more years
- 10 of credited service;
- 11 F. age sixty years and twenty or more years of
- 12 credited service; or
- 13 G. any age and twenty-five or more years of
- 14 credited service. "

15 Section 3. A new section of the Public Employees
16 Retirement Act is enacted to read:

17 "[NEW MATERIAL] MUNICIPAL GENERAL MEMBER COVERAGE PLAN
18 4- - AMOUNT OF PENSION- - FORM OF PAYMENT A. -- Under municipal
19 general member coverage plan 4, the amount of pension under
20 form of payment A is equal to three percent of the final
21 average salary multiplied by credited service. The amount
22 shall not exceed eighty percent of the final average salary. "

23 Section 4. A new section of the Public Employees
24 Retirement Act is enacted to read:

25 "[NEW MATERIAL] MUNICIPAL GENERAL MEMBER COVERAGE PLAN

Underscored material = new
[bracketed material] = delete

1 4- - FINAL AVERAGE SALARY. -- Under municipal general member
2 coverage plan 4, the final average salary is one thirty-sixth
3 of the greatest aggregate amount of salary paid a member for
4 thirty-six consecutive months of credited service. Under
5 municipal general member coverage plan 4, if a member has less
6 than thirty-six months of credited service, the final average
7 salary is the aggregate amount of salary paid a member for the
8 member's period of credited service divided by the member's
9 credited service. "

10 Section 5. A new section of the Public Employees
11 Retirement Act is enacted to read:

12 "[NEW MATERIAL] MUNICIPAL GENERAL MEMBER COVERAGE PLAN
13 4- - MEMBER CONTRIBUTION RATE. -- A member under municipal general
14 member coverage plan 4 shall contribute fifteen and sixty-five
15 hundredths percent of salary starting with the first full pay
16 period in the calendar month in which coverage plan 4 becomes
17 applicable to the member. "

18 Section 6. A new section of the Public Employees
19 Retirement Act is enacted to read:

20 "[NEW MATERIAL] MUNICIPAL GENERAL MEMBER COVERAGE PLAN
21 4- - AFFILIATED PUBLIC EMPLOYER CONTRIBUTION RATE. -- An
22 affiliated public employer shall contribute eleven and sixty-
23 five hundredths percent of the salary of each member it
24 employs and who is covered under municipal general member
25 coverage plan 4. "

1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998
3
4
5

6 February 10, 1998
7

8 Mr. Speaker:
9

10 Your GOVERNMENT AND URBAN AFFAIRS COMMITTEE, to
11 whom has been referred
12

13 HOUSE BILL 329
14

15 has had it under consideration and reports same with
16 recommendation that it DO PASS, and thence referred to the
17 APPROPRIATIONS AND FINANCE COMMITTEE.

18 Respectfully submitted,
19
20
21

22 _____
23 Lynda M. Lovejoy, Chairman
24
25

1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998

3 Page 6

4 Adopted _____ Not Adopted _____

5
6 (Chief Clerk)

(Chief Clerk)

7
8 Date _____

9
10 The roll call vote was 5 For 0 Against

11 Yes: 5

12 Excused: Hobbs, Lovejoy

13 Absent: None

14
15 G:\BILLTEXT\BILLW_98\H0329

16
17
18
19
20
21
22
23
24
25
Underscored material = new
[bracketed material] = delete

1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998

3
4 February 13, 1998

5
6
7 Mr. Speaker:

8
9 Your APPROPRIATIONS AND FINANCE COMMITTEE, to
10 whom has been referred

11 HOUSE BILL 329

12
13 has had it under consideration and reports same with
14 recommendation that it DO PASS.

15
16 Respectfully submitted,

17
18
19
20 _____
21 Max Coll, Chairman
22
23
24
25

1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998

3 Page 8

4 Adopted _____ Not Adopted _____

5
6 (Chief Clerk)

(Chief Clerk)

7
8 Date _____

9
10 The roll call vote was 14 For 0 Against

11 Yes: 14

12 Excused: Garcia, MH, Marquardt, Picraux, Watchman

13 Absent: None

14
15 G:\BILLTEXT\BILLW_98\H0329

16
17
18
19
20
21
22
23
24
25
Underscored material = new
[bracketed material] = delete

FORTY-THIRD LEGISLATURE
SECOND SESSION, 1998

Page 9

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

FORTY-THIRD LEGISLATURE
SECOND SESSION, 1998

February 16, 1998

Mr. President:

Your PUBLIC AFFAIRS COMMITTEE, to whom has been referred

HOUSE BILL 329

has had it under consideration and reports same with recommendation that it DO PASS, and thence referred to the FINANCE COMMITTEE.

Respectfully submitted,

Shannon Robinson, Chairman

FORTY-THIRD LEGISLATURE
SECOND SESSION, 1998

Page 10

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Adopted _____ Not

Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 4 For 1 Against

Yes: 4

No: Adair

Excused: Boitano, Ingle, Smith, Vernon

Absent: None

H0329PA1

. 121231. 1

Underscored material = new
[bracketed material] = delete

FORTY-THIRD LEGISLATURE
SECOND SESSION, 1998

Page 11

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

FORTY-THIRD LEGISLATURE
SECOND SESSION, 1998

February 17, 1998

Mr. President:

Your FINANCE COMMITTEE, to whom has been referred

HOUSE BILL 329

has had it under consideration and reports same with
recommendation that it DO PASS.

Respectfully submitted,

Ben D. Altamirano, Chairman

. 121231. 1

Underscored material = new
[bracketed material] = delete

FORTY-THIRD LEGISLATURE
SECOND SESSION, 1998

Page 12

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Adopted _____ Not

Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 6 For 0 Against

Yes: 6

No: None

Excused: Carraro, Eisenstadt, Ingle, Lyons, McKibben

Absent: None

H0329FC1

. 121231. 1

Underscored material = new
[bracketed material] = delete